

APR 19 2007

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

THOMAS TULLY,  
Plaintiff,

v.

NICOLE SPICER, et al.,  
Defendants.

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Civil Action No. 7:07-CV-00188

FINAL ORDER

By: Samuel G. Wilson  
United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby **ADJUDGED** and **ORDERED** that this action shall be and hereby is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1); all other pending motions are hereby **DENIED as MOOT**; and this case will be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send copies of this Order and accompanying Memorandum Opinion to the plaintiff and counsel of record for the defendants, if known.

ENTER: This 19th day of April, 2007.

*[Signature]*  
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UNITED STATES DISTRICT JUDGE